

SENATE BILL 2336

By Kyle

AN ACT to amend Tennessee Code Annotated, Title 9, Chapter 4, Parts 51 and 56, relative to the provisions inserted by Chapters 510 and 875 of the Public Acts of 2002; Section 4-3-1010(b); Section 4-4-119; and Chapter 875 of the Public Acts of 2002, all relative to governmental accountability.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, subsection 4-3-1010 (b), hereby is repealed, and the subsequent subsection redesignated appropriately.

SECTION 2. Tennessee Code Annotated, section 4-4-119, hereby is repealed.

SECTION 3. Tennessee Code Annotated, Section 9-4-5101, is amended by deleting subsection (d) in its entirety.

SECTION 4. Tennessee Code Annotated, section 9-4-5103, is amended by deleting subsection (b) in its entirety and by deleting the paragraph designation of (a), while retaining all the language of the existing subsection (a).

SECTION 5. Tennessee Code Annotated, subsection 9-4-5106 (a), is amended by deleting in the introductory paragraph the word and number "four (4)" and substituting in lieu thereof "three (3)"; by deleting paragraph "(2)" in its entirety; by deleting from paragraph (3) the words and number "Part 3" and substituting in lieu thereof "Part 2", and by deleting from paragraph (3) the second independent clause and its dependent clause and following semi-colon, and by renumbering paragraph (3) as paragraph "(2)"; and by deleting from paragraph (4) the word and number "Part 4" and substituting in lieu thereof "Part 3" and by renumbering paragraph (4) as paragraph "(3)".

SECTION 6. Tennessee Code Annotated, section 9-4-5108(c), hereby is repealed.

SECTION 7. Tennessee Code Annotated, section 9-4-5603, is amended by deleting the words and punctuation “, performance-based budgeting,”.

SECTION 8. Tennessee Code Annotated, subsection 9-4-5604(1), is amended by deleting from the first sentence the words and punctuation “including, without limitation, higher education” and substituting in lieu thereof the following: “excluding the University of Tennessee and the State University and Community College System”.

SECTION 9. Tennessee Code Annotated, subsection 9-4-5605(a), is amended by deleting the words and punctuation “budgeting, planning,” and substituting in lieu thereof the word “planning”.

SECTION 10. Tennessee Code Annotated, section 9-4-5606(a), is amended by deleting from subsection (a) the citation “9-4-5103(b)” and substituting in lieu thereof “9-4-5103”; by deleting from the first sentence of subsection (b) the language “subject to performance-based budgeting”; by deleting from the first sentence of subsection (b) the citation “9-4-5103(b)” and substituting in lieu thereof “9-4-5103”; by deleting from the third sentence of subsection (b) the punctuation and word “, revised” and substituting in lieu thereof the words “and revised” and by deleting the punctuation and words “, and included in the budget request required by section 9-4-5103(b)”; by deleting the fourth sentence of subsection (b); and by deleting subsections (c), (d), (e) and (f) in their entirety.

SECTION 11. Tennessee Code Annotated, section 9-4-5607, hereby is repealed.

SECTION 12. Tennessee Code Annotated, section 9-4-5608, is amended by deleting all of the existing language and substituting in lieu thereof:

The commissioner of Finance and Administration annually shall report on each state agency's compliance with its strategic plan by reporting on actual program performance in the annual agency strategic plans document.

SECTION 13. Tennessee Code Annotated, section 9-4-5609, is amended by deleting from the first sentence of subsection (a) the words, punctuation, and citation “subject to performance-based budgeting (but a year before the schedule provided by section 9-4-5607)”;

and by deleting the second sentence of subsection (b)(1)(A) in its entirety.

SECTION 14. Tennessee Code Annotated, section 9-4-5613, is amended by deleting the first sentence in its entirety; by deleting from the second sentence the word “such” and substituting “its”.

SECTION 15. Tennessee Code Annotated, section 9-4-5614, is amended in subsection (b) by deleting all words and punctuation after the word and punctuation “annually,” and by substituting: “shall review the agency strategic plans document and report any comments or recommendations it deems appropriate to the chairmen of the senate and house finance, ways and means committees.”; and by deleting from subsection (c) the word “required”.

SECTION 16. No expenditure of public funds pursuant to this act shall be made in violation of the provisions of Title VI of the Civil Rights Act of 1964, as codified in 42 United States Code 2000 (d).

SECTION 17. This act shall take effect upon becoming a law, the public welfare requiring it.